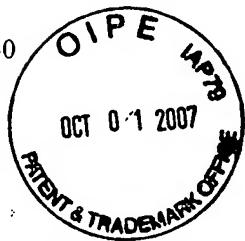


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



In re application of: ROBERT K. EVANS ET AL.
Serial No. 10/791,503
Filed March 2, 2004
Group Art Unit 1648
Examiner Blumel, Benjamin P.
For: ADENOVIRUS FORMULATIONS

Transmitted herewith is an amendment in the above-identified application.

- No additional fee is required.
 The fee has been calculated as shown below.

CLAIMS AS AMENDED

(1)	(2) Claims remaining after amendment	(3)	(4) Highest Number Previously Paid For	(5) Present Extra	(6) Rate	(7) Additional Fee
Total Claims	* <u>37</u>	-	** <u>45</u> =	<u>0</u> X	\$50	= <u>0.00</u>
Independent Claims	* <u>4</u>	-	*** <u>5</u> =	<u>0</u> X	\$200	= <u>0.00</u>
Multiple Dependent Claims					\$360 ****	= <u> </u>
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						0.00

* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

** If the "Highest Number Previously Paid For" in this space is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" in this space is less than 3, write "3" in this space.

**** Add this fee only if application is amended to include multiple dependent claims (regardless of number) and no multiple dependent claims were originally filed.

Charge \$ 0.00 to Deposit Account No. 13-2755. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2755. A duplicate copy of this sheet is enclosed.

Respectfully,

By:

Attorney for Applicant(s)

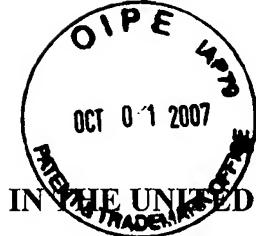
Reg. No. 44,412

MERCK & CO., INC.
Patent Dept., RY60-30
P.O. Box 2000
Rahway, N.J. 07065-0907

(732) 594-5312

Date: September 28, 2007

IN DUPLICATE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Robert K. Evans <i>et al.</i>	Conf. No.:	1892
Serial No.:	10/791,503	Art Unit:	1648
Filed:	March 2, 2004	Examiner:	Blumel, Benjamin P
For:	ADENOVIRUS FORMULATIONS		
	Attorney Docket No.: 20634YCA		

Mail Stop RCE
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

Amendment Under 37 C.F.R. § 1.114

Sir:

In response to the final Office Action mailed May 30, 2007, Applicants respectfully request entry of the foregoing amendments and consideration of the following remarks. Applicants submit herewith (1) a Petition for Extension of Time for one month from August 30, 2007 up to and including Monday, October 1, 2007; (2) a Request for Continued Examination (RCE) Transmittal; (3) an Information Disclosure Statement, accompanied by a substitute form 1449A/PTO listing reference A01; and (4) an Amendment Fee Transmittal. The Commissioner is authorized to charge Deposit Account 13-2755 for any required fees.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 9 of this paper.

37 C.F.R. 1.8 Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450, on the date appearing below.

MERCK & CO., INC.

By Christine Rapacki
 Christine Rapacki

Date September 28, 2007